SW 85

Previous references

File No. 140

1912-13

Serial Nos. 156

(Courts)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 156.

Part B. for April 1913.

SUBJECT.

Exempting the deposits of printing charges from the operation of article 255 of the Account Code.

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1. From the Regr. Ch. Ct. no. 1819/126 dt 28-11-12
Requests sanction to the exemption referred to above.
2. To the Dy. Regr. Ch. Ct. D.O. no. J. 1724 dt 17-12-12
Calls for a copy of the Comptr's. letter in the matter.
3. From the Regr. Ch. Ct. no. 2122/12 dt 1-1-13
Forwards the letter called for.
4. To the Registrar Ch. Ct. no. J. 2707 dt 13-3-1913.
Enquires what particular difficulty is felt in treating item deposits as judl. deposits.

5. From the same Officer - No. 3442/242 & 26/28-3-13.
States the practice in detail in respect of the deposits in question & adds that if Govt. consider it necessary that the sum should be treated as pubL. deposits, a deposit register would be maintained from the beginning of next year & the requirements of article 255 be complied with.

6. To the Registrar Ch. Ct. No. J. 3182-3 & 23-4-13
Directs that printing charges be treated, from 1-7-13, as pubL. deposits so as to bring them under operation of art. 255 of the C. A. Code, the deposits made hitherto being exempted from the operation of the article referred to above.

Ansari Karasack
5/8/13

G.R.S. 11] 1912

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 140 - 12

FILE HEADING.

Exempting the deposits of printing charges from the operation of Article 253 of the Account Code

From

The Registrar, Chief Court of Mysore

No. 1819/126 Dated 28.11.12 Received 2.12.12

Diary No. 1435	Enclos.	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Requests, in the circumstances explained, sanction for exempting the deposits of printing charges from the operation of Art: 253 of the Account Code.

NOTES AND ORDERS.

19

Subd. Printing charges are not included among the items which form judicial deposits and the Chief Court, therefore, contend that an exemption may be sanctioned for this.

Branch II may be consulted in the

NOTES—First Sheet.

—12-8-11

R. S. 12]

General and Revenue Secretariat. | File No. 140 of 1912

Serial No.

matter.

K.N.(123) 3.12.12 SW(11) 4/12

Lobbock for favourable

opinion

SA

4/12/12

Sub 3

Blk 5/12/12 The Comptroller's letter has not been forwarded. The matter should be dealt with by the Returned Soldiers Branch

8-XII-12

Draft Subs

Secy 12 9-12-12 SW 10/12 5

Issued

GPB—65,000—17-6-12.

NOTE—Contn. sheet.

. R. S. 12]

General and Revenue Secretariat.

File No. 140 of 191 2

Serial No.	
2	D.O No. 91726 d 17-12-12 b the Dy Depr, clerk calls for a copy of the comptrs letter in the matter.
3	From the Registrar, Chief Court No 2122 d 3.1.13 (141) Forwards the comptroller's letter (Copy).
	b To Branch II with a Copy of the Comptroller's letter in the matter.
	Recd in SW.(2) 8.1.13.
	Subd
	8/1/13 It the Circumstances, deponent's Mr Menon's deposit are better refunded to the party or adjusted to the credit of suit and if more is deposited than necessary, the balance is always refunded. It is not clear what the particular difficulty is that is felt & the grievance here seems as deponent's. Where can always be a case for the balance in favour of the party when he claims it and the mere fact that a deposit has lapsed does not mean that it cannot be paid back to the party. It can always be paid. There are distinct advantages in keeping the amount as just deposits rather than

H. Mis 724-12

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

1694

4

C R. S. 12]

General and Revenue Secretariat.

Cs File No. 140 of 1912

Serial No.

Keeping them aside the accounts and the existing practice yielding these sums under Jud. Deposits may therefore continue.

9.1.13

Hd Mis 724-12

Subs for orders.

Acs m 9.1.13.

It is not quite clear what is meant by the exemption from the operation of Art 255 ie whether the exemption is to apply only to the lapsing of the balance to Govt or to treating the item itself as a Judicial deposit. As pointed out by the Hd Cl there are certain advantages in having the balances treated as Judicial deposits. There will not be much difficulty in refunding these lapsed deposits if necessary, as it will involve only a formal application for that purpose to the Comptroller. The Registrar may therefore be requested to state what particular difficulty is felt in treating these items as Judicial deposits, as refunds of these items, even after their lapse, is more or less a formal affair.

To Sec
Cl C 255
Seen by the Cr
MSS
24.2.13

NOTE—Contn. sheet.

10 I agree. 1st Cr
18/2/13

SPA
20/2/13

25-2 Draw 26/2

C R. S. 12]

5

General and Revenue Secretariat.

Cf File No. 140 of 1912

Serial No.	
	11 Put up draft accdy SM 26/2/13
	Cf
	12 Subd with a draft
1694	KG.-129
	7/3/13 SM
	13 Issue SM 8/3
8/3	4 To The Registrar, Chief Court No J 2707 dy 13.3.1913
	Observes that the deposits in question can easily be refunded even after they have lapsed by a formal application to the Compt'l and enquires under the circumstances what particular difficulty is felt in keeping them as Judicial Deposit.
	5 From the Same Officer No. 3442/243 dy 26/28.3.1913
	States the practice in detail in respect of the deposit in question and adds that if Govt consider it necessary that the Sums in Shawls be treated as Judicial Deposit, a Deposit Register would be maintained from the beginning of the next official year and the requirements of art 255 of the C.A. Code complied with.

NOTE—Contn. sheet.

P.T.O

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat.

6ts File No. 140 of 1912-13

Serial No.	
Flag P	(14) Printing charges may be included under Para 1 (b) of Rule of Practice No 129, of 22.10.06, where provision seems to have been made for such additions. by
Vide 'etc' in Para 16 - Flag P	
	(15) The Chief Court are agreeable to treat them as Judicial deposits but they propose to do so from the beginning of the next official year. The Comptroller has treated the deposits made in the year that ended on the 30th June 1912 as 'Judicial Deposits' and has accordingly called for a statement of lapses for that year. In these circumstances it is a matter for orders if the deposits made in the years 1911-12 & 1912-13 may be exempted from the operation of Art 253 of the Civil Account Code.
Paper under disposal	
Flag Y	
	Subd.
	Rg-129 SN
	3/4/1913 3/4 (16) The Suggestion of the Registrar that such deposits of printing charges may be treated as Judl deposits with effect from the next Offl year may be approved. There seems to be great advantage in treating such deposits as Judicial deposits
	D 4 Sec'y)

NOTE—Contn. sheet.

JPZ 8/4

GPB—65,000—17-6-12.

Rev 9/4

9/4

General and Revenue Secretariat.

CS File No. 160 of 1912-13

Serial No.	
	17) A draft accordg may be put up. The Civil Acct code provisn should also be put up. Draw 9/4 SM 9/4
	CS 9/4
	18) Subd with a draft as suggested in para 16. A copy of the Civil account code is also put up:
	Flag R
	Kg. - 129
	12/4/13 SM 14/4
	19 Dy Secy) SM 14/4
	1st Councillor) Draw up & allow 15/4.
	20 Draft appd by 1st Councillor 18.4.13 MS
	WB 18/4 Draw 19/4
	B 19/4/13
	21 Issue SM 19/4
6	To The Regr Ch. Cts and the Comptr No J 3182-3 dated 23-4-13

Directs that the printing charges be treated, with effect from 1-7-13, as Judicial Deposits so as to bring them under the operation of Article 255 of the Civil Account Code, the deposits made hitherto being exempted from the operation of the article referred to above.

NOTE—Contn. sheet.

No. 1819/126 C

Chief Court of Mysore,

Bangalore, Dated 28th November 1912.

From

The Registrar of the
Chief Court of Mysore.

To

The Secretary to the
Government of Mysore,
General and Revenue Departments.

DIARY No. 1435
10/12-16
SECTION Gen 16
FILE No. 14012
SERIAL No. 1

S i r ,

I am directed to state that printing charges are produced in this Court by the parties or their advocates for printing, at a private press, the records of appeals which require to be printed under the rules. These sums are deposited in Treasury to the credit of this Court and payments are made to the private press by means of cheques after the work is finished.

The Comptroller now wants these ~~deposits~~ to be treated as items of judicial deposits to which the provisions of Article 255 of the Civil Account Code apply. The practice hitherto followed was not to treat balances of these deposits as lapsed to Government as only the estimated cost of printing is generally

2

generally collected from the parties, and should there be any balance left the parties or their advocates claim and are allowed to take back the same. Besides, these charges are not included among the items which go to form judicial deposits as given in para 1 of Civil Rule of Practice No: 129 dated 22nd October 1906. I am therefore to request that sanction of Government may be obtained exempting the deposits of printing charges from the operation of Article 255 of the Account Code as suggested by the Comptroller.

I have the honor to be,

Sir,

Your most obedient servant,

REGISTRAR.

H.C.C.

G. R. S. 26]

C/ File No. 140/12

Serial No. 2

3

Diary No. of letter replied to

No. J 1724

General and Revenue Secretariat

( )

, *the* 191 .

~~To~~

Dear Sir,

Date of issue 17-12-12

Signed by ~~S. Srinivasamurthy~~

With reference to your office letter No 1849/126 of 28-11-1912, regarding the exemption of printing Charges from the operation of Art. 288 of the Civil Account Code, I am desired to request that a Copy of the Comptroller's letter in the matter may be forwarded to this office for reference.

SUBJECT.

Yours Sincerely.

SW(11) 10/12/12

B. Basavaradhya. Esq B.A. B.L.

Dy Registrar, Chief Court.

copied 16/12/12

DIARY No. 1694

No. 2122 Revenue 141

4

Chief Court of Mysore,

Bangalore, dated 3rd January 1913.

From

V.A. Rajaratna Mudaliar Esq.,

Registrar, Chief Court of Mysore.

To

K.R. Srinivasa Iyengar Esq.,

Secretary to Government,

General & Revenue Departments.

Sir,

With reference to your D.O. No.J.1724 dated 17th December 1912 regarding the exemption of printing charges from the operation of Art.255 of the Civil Account Code, I am directed to forward a copy of the Comptroller's letter No.3467/514 dated 20th November 1912.

I have the honor to be,

Sir

Your most obedient servant,

Registrar.

Encl 6 Ch. 140-12-3

5

Docket No.3467/514 dated 20th November 1912 from the Comptroller to the Government of Mysore to the Registrar, Chief Court of Mysore.

-::::::::::0::::::::-

With reference to his No.1437/50 dated 31st October 1912 tating that the items under 'Printing Deposits' form items of deposits under running accounts and so are not allowed to lapse .s other items of Judicial Deposits, has the honor to request hat you will be so good as to point out the No. and date of Government Order if any, declaring them as such. In the absence f any such order it has to be pointed out that all kinds of eposits are subject to the ordinary rules of lapses referred to n Art. 255 of the Civil Account Code. He is therefore requested o forward a statement of items which lapsed on 30th June 1912 or effecting necessary adjustments in this office as laid down n the Article referred to.

If the printing deposits in question are not allowed to apse to Government as other items of personal deposits, special xemption of Government from the operation of Art. 255 of Civil ccount Code may kindly be obtained and communicated to this office at an early date.

Attention is also invited to Rule 16 of the Chief Court Rule of Practice No.129 dated 22nd October 1906 and it is requested that a plus and minus memo may also be forwarded monthly as laid down therein.

Sd/. N. Krishnasami Rao,
Assistant Comptroller.

" C o p y "

Registrar.

1/2

10/3/13

G. R. S. 26]

Courts File No. 140 of 1912-1

Serial No. 4

6

Diary No. of letter replied to

No. J2707

General and Revenue Secretariat

( )

, the *191* .

To

The Registrar,

Chief Court

Date of issue 13-3-13

Sir,

Signed by Mr S.P. Rajagopalachari

With refce to Correspondence

ending with your letter no. 2122/141

dd the 3rd Jany 1913 in the matter

of the proposed exemption of printing

charges from the operation of Art

253 of the Civil Account Code, I

am directed to observe that the

deposits can easily be refunded

even after they have lapsed, by

a formal application to the

P.T.O. over.

SUBJECT.

7

to the Comptroller and to enquire under the circumstances what particular difficulty is felt in treating them as Judicial Deposits.

I have &c

JM

for Offg Secy to Govt

SW
9/3/13

Def. Kg. -129
7/3/13

List of enclosures,

Copied by

Examined by SW

GPB—25,000—8-8-11.

No: 3442/243

Chief Court of Mysore,

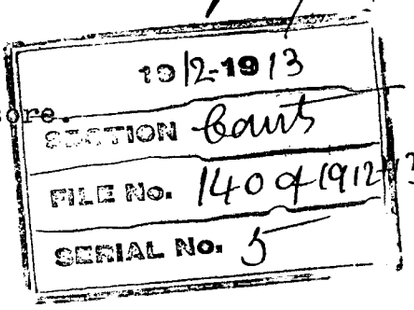
Bangalore, dated 26th March 1913.

28th

Dy No. 12724

From

The Registrar of the
Chief Court of Mysore.



To

The Secretary to the
Government of Mysore,
General and Revenue Departments.

S i r ,

With reference to your letter No: J 2707/Cts 140-12-4, dated the 13th instant, enquiring what particular difficulty is felt in treating printing charges deposited in this Court as Judicial deposits, I am directed to state that the practice at present in respect of these items is to enter them, as they are received from the parties, in a remittance book and to send them with the book to the Treasury where they are credited as lump sums without details as to the cases to which they relate. When printing charges have to be paid to the printers and when the unexpended balances have to be refunded to the parties or their advocates, who are entitled to them, cheques are issued from this Court. As the sums paid towards printing charges do not fall within the scope of para 1 of Civil Rule of Practice No: 129 dated 22nd October 1906, no Deposit Register is maintained for

for the same in this Court; nor are they treated as regular Judicial deposits requiring payment into the Tresaury by means of Receipt Orders and withdrawal by means of Court Cheques. If Government consider it necessary that such sums should be treate as Judicial deposits, a Deposit Register will be maintained in this Court from the beginning of the next official year. The requirements of article 255 of the Civil Account Code regarding lapses, may then be complied with without much difficulty, while a statement of such lapses may also be easily prepared and furnished to the Comptroller at the end of each year.

I have the honor to be,

S i r,

Your most obedient servant,

REGISTRAR

H.C.C.

10

G.R.S. 28]

Diary No. of letter replied to

GENERAL AND REVENUE SECRETARIAT.

( )

, the 191

Flag A

ate of issue 23-4-13

Signed by Mr. S. P. Rayappa Chetty

Papers must be disposed

File No. 1404 1912-13
Serial No. 6

Proceedings of the Government of His Highness the Maharaja of Mysore

READ—

Letter no. 1819/126 dy the 28th Nov 1912 from the Registrar, Chief Court, requesting that printing charges deposited in the Chief Court may be exempted from the operation of ORDER THEREON. No.

Art 253 of the Civil Account Code.

2) Correspondence ending with letter no. 3442/243, dy the 26th Mar 13, from the same officer stating that as printing charges do not

p.T. over.

SUBJECT.

fall within the scope of para 1
of Civil Rule of practice no. 129, dy.
the 22nd Oct 1908, they are not
treated as Judicial Deposit, but
that they would be so treated
from the beginning of the next
special year if Govt considers
it necessary.

Order thereon - No J 3182-3.

Govt consider that there
is a distinct advantage in treating
printing charges as Judicial
Deposits so as to bring
them under the operation of
article 253 of the Civil Account
Code. But, under the circum-
stances represented by the Chief
Court, Govt are pleased to direct
that they shall be so treated
with effect from the 1st July 1913,
the deposits made hitherto being
exempted from the operation of
the article referred to above.

Papers under disposal

Subject [illegible]

18/4/13

GPB—20,000—2-10-11

for Offg Secy to Govt

14/4/13

Offg
KS—19
12/4/13

14/4/13

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

The Registrar, Chief Court

The Comptroller, Mysore Gate

Date 15/4